

1 Amy Clemmons
Assistant Attorney General
1116 W Riverside Avenue
2 Spokane, WA 99201-1194
(509) 458-3545
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Honorable Edward F. Shea

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8 **UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON**

9 RODNEY R. SCHMIDT, a
single person,

10
11 Plaintiff,

12 v.

13 STATE OF WASHINGTON;
WASHINGTON STATE
PATROL; and DETECTIVE
14 DAVE PSICHETT and JANE
DOE PSICHETT, husband and
15 wife and the community
comprised thereof,
16

17 Defendants.

NO. CV-07-328-EFS

STIPULATION AND
ORDER OF DISMISSAL

18 **I. STIPULATION**
19

20 The Plaintiff RODNEY R. SCHMIDT and the Defendants STATE OF
21 WASHINGTON; WASHINGTON STATE PATROL; and DETECTIVE
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1 DAVE PSICHETT and JANE DOE PSICHETT hereby stipulate to the
 2 dismissal with prejudice of Plaintiff's complaint and any claims which could
 3 have been asserted therein against the Defendants. This dismissal is voluntarily
 4 entered pursuant to FRCP 41(a)(1)(A)(ii). Plaintiff voluntarily dismisses all
 5 claims he may have against these Defendants in exchange for Defendants'
 6 agreement not to pursue costs relating to the dismissal. The Parties further
 7 stipulate that the dismissal shall be without any award of costs or fees.

8 DATED this 9 day of March, 2009.

9
 10 PHELPS & ASSOCIATES, P.S.

Robert M. McKenna
 Attorney General

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/s/ Amy Clemmons

12 Douglas Phelps, WSBA #22620
 13 Attorney for Plaintiff
 2903 N. Stout Road
 14 Spokane, WA 99206
 (509) 892-0467
 15 (509) 921-0802-FAX
phelps@phelpslaw1.com

Amy Clemmons, WSBA # 22997
 Attorneys for the Defendants
 Assistant Attorney General
 1116 W. Riverside Avenue
 Spokane, WA 99201-1194
 Telephone: (509) 458-3545
 Fax: (509) 458-3548
 E-mail: Amy2C@atg.wa.gov

II. ORDER

Based upon the stipulation of parties above, the Court hereby dismisses the Plaintiff's complaint in its entirety with prejudice, without any award of costs or fees. This file shall be CLOSED.

DONE this 10th day of March, 2009.

s/ Edward F. Shea

JUDGE EDWARD F. SHEA

Presented by:
Robert M. McKenna
Attorney General

Approved as to Form and
Notice of Presentation Waived
PHELPS & ASSOCIATES, P.S.

/s/ Amy Clemmons

Amy Clemmons, WSBA # 22997
Attorneys for the Defendants
Assistant Attorney General
1116 W. Riverside Avenue
Spokane, WA 99201-1194
Telephone: (509) 458-3545
Fax: (509) 458-3548
E-mail: Amy2C@atg.wa.gov

/s/ Douglas D. Phelps

Douglas Phelps, WSBA #22620
Attorney for Plaintiff
2903 N. Stout Road
Spokane, WA 99206
(509) 892-0467
(509) 921-0802-FAX
phelps@phelpslaw1.com